

**DECLARATION AND POWER OF ATTORNEY**

As below named Inventors, we, Martina Elisabeth Werner, Ramon Magpantay Valencia, Jorma Antero Virtanen, and Jim Vincent Zoval, hereby declare that:

Our residence, post office address, and citizenship are as stated below next to our name.

We believe we are the original, first, and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled: SURFACE ASSEMBLY FOR IMMOBILIZING DNA CAPTURE PROBES AND BEAD-BASED ASSAY INCLUDING OPTICAL BIO-DISCS AND METHODS RELATING THERETO, the application for which is attached hereto.

We hereby state that we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information that is material to the examination of this application in accordance with Title 37, Code of Federal Regulations. Sec.1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed. Prior Foreign Applications: NONE.

We hereby declare the benefit under Title 35, United States Code, Sec. 119(e) of any United States provisional application listed below:

60/257,705	filed December 22, 2000
60/259,806	filed January 4, 2001
60/292,110	filed May 18, 2001
60/313,917	filed August 21, 2001

We hereby claim the benefit under Title 35, United States Code. Sec. 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112. We acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Sec. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application. Prior United States Applications: NONE.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As named joint inventors, we hereby appoint Donald Bollella, Reg. No. 35,451, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith and with the resulting patent.

Address all correspondence to:

Donald Bollella, Esq.  
Chief Patent Counsel  
LEGAL DEPARTMENT  
Burstein Technologies, Inc.  
163 Technology Drive Suite 200  
Irvine, California 92618

Direct telephone calls to Donald Bollella at (949) 453-1800.

\*\*\*\*\*

Full name of First inventor: **Martina Elisabeth Werner**

Signature: Martina Werner

Date: 12/21/01

Residence: 24211 Holly Oak #D, Aliso Viejo, CA 92656

Citizenship: U.S.

Post Office Address: Same as residence address

\*\*\*\*\*

Full name of Second inventor: **Ramon Magpantay Valencia**

Signature: Ramon Valencia

Date: 12/21/2001

Residence: 3 West Gretchen Court, Aliso Viejo, CA 92656

Citizenship: U.S.

Post Office Address: Same as residence address

\*\*\*\*\*

Full name of Third inventor: **Jorma Antero Virtanen**

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 19211 Edgehill, Irvine, CA 92612

Citizenship: Finland

Post Office Address: Same as residence address

\*\*\*\*\*

Full name of Fourth inventor: **Jim Vincent Zoval**

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 21361 Kirkwall Lane, Lake Forest, CA 92630

Citizenship: U.S.

Post Office Address: Same as residence address

\*\*\*\*\*

Patent 92630